

DEC. 20. 2005 10:39AM

Jones Day San Francisco

NO. 1675 P. 1

VIA FACSIMILE 571-273-8300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

CENTRAL FAX CENTER

Application of: Usuka et al. Confirmation No.: 3878

Serial No.: 10/015,167 Art Unit: 1631

Filed: December 11, 2001 Examiner: Cheyne D. Ly

For: SYSTEM AND METHOD FOR  
PREDICTING CHROMOSOMAL  
REGIONS THAT CONTROL  
PHENOTYPIC TRAITS

DEC 20 2005

Attorney Docket No.: 9080-016-999  
(800935-999015)

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

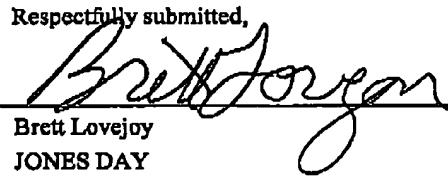
Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 20, 2005 of the Primary Examiner finally rejecting claims 14, 15, 17, 20-22, 39, 40, 42, 45-47 and 58 of the above-identified application.

The item(s) checked below are appropriate:

1.  An extension of time for responding to the final rejection for 2 month(s):  
 was filed on December 19, 2005  
 is submitted herewith.
2.  A timely response to the final rejection has been filed.
3.  A fee in the amount of \$500.00 is:  
 Required.  
 Not required (Fee paid in prior appeal).
4.  Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$250.00 is:  
 Required.  
 Not required (Fee paid in prior appeal).
5.  Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

  
Brett Lovejoy 42,813  
JONES DAY  
222 East 41st Street  
New York, New York 10017  
(212) 326-3939  
(Reg. No.)

Date: December 20, 2005

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SPI: 535264.1

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Application of: Usuka et al. Confirmation No.: 3878  
Serial No.: 10/015,167 Art Unit: 1631  
Filed: December 11, 2001 Examiner: Cheyne D. Ly  
For: SYSTEM AND METHOD FOR Attorney Docket No.: 9080-016-999  
PREDICTING CHROMOSOMAL (800935-999015)  
REGIONS THAT CONTROL  
PHENOTYPIC TRAITS

DEC 20 2005

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Application of:	Usuka et al.	Confirmation No.:	3878	CENTRAL FAX CENTER
Serial No.:	10/015,167	Art Unit:	1631	DEC 20 2005
Filed:	December 11, 2001	Examiner:	Cheyne D. Ly	
For:	SYSTEM AND METHOD FOR PREDICTING CHROMOSOMAL REGIONS THAT CONTROL PHENOTYPIC TRAITS	Attorney Docket No.:	9080-016-999 (800935-999015)	

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